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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/535,433	02/02/2006	Lorenzo Frigerio	1009-0118PUS1	8447	
	7590 08/01/200 ART KOLASCH & BI	EXAMINER			
PO BOX 747		BRISTOL, LYNN ANNE			
FALLS CHURG	CH, VA 22040-0747		ART UNIT	PAPER NUMBER	
			1643		
			NOTIFICATION DATE	DELIVERY MODE	
			08/01/2008	ELECTRONIC	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

mailroom@bskb.com

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
10/535,433	FRIGERIO ET AL.		
Examiner	Art Unit		
LYNN BRISTOL	1643		

		LYNN BRISTOL	1643	
The MAILI	NG DATE of this communication appe	ars on the cover sheet with the o	correspondence add	ress
	June 2008 FAILS TO PLACE THIS APP		-	
1. X The reply was file application, appli application in cor	ed after a final rejection, but prior to or on cant must timely file one of the following andition for allowance; (2) a Notice of Appearing the compliance with 37 Co	the same day as filing a Notice of a replies: (1) an amendment, affidavi al (with appeal fee) in compliance	Appeal. To avoid abai t, or other evidence, v with 37 CFR 41.31; o	which places the r (3) a Request
a) The period for the period for no event, howe Examiner Note	reply expires <u>3</u> months from the mailing date reply expires on: (1) the mailing date of this Alever, will the statutory period for reply expire lee: If box 1 is checked, check either box (a) or (THE FINAL REJECTION. See MPEP 706.07(for the content of the conte	dvisory Action, or (2) the date set forth hter than SIX MONTHS from the mailing b). ONLY CHECK BOX (b) WHEN THE	g date of the final rejection	on.
have been filed is the date under 37 CFR 1.17(a) is c set forth in (b) above, if ch	e obtained under 37 CFR 1.136(a). The date of the purposes of determining the period of extractual extraction of the standard from: (1) the expiration date of the standard. Any reply received by the Office later atent term adjustment. See 37 CFR 1.704(b).	ension and the corresponding amount of the hortened statutory period for reply origing the contract of the con	of the fee. The appropri- nally set in the final Office	ate extension fee be action; or (2) as
date of filing the	peal was filed on <u>25 July 2008</u> . A brief in Notice of Appeal (37 CFR 41.37(a)), or and Appeal has been filed, any reply must be	ny extension thereof (37 CFR 41.3	7(e)), to avoid dismiss	al of the appeal.
3. ⊠ The proposed a (a) ☑ They raise	mendment(s) filed after a final rejection, because that would require further con	nsideration and/or search (see NO		cause
· / == -	the issue of new matter (see NOTE below ot deemed to place the application in bette d/or	•	ducing or simplifying t	he issues for
NOTE: <u>Tr</u> <u>further co</u>	ent additional claims without canceling a c the response filed 6/24/2008 supplies new insideration. Applicant has not provided a not earlier presented. See 37 CFR 1.116	vevidence (e.g., Exhibit 1 and Exhi showing of good and sufficient rea	ibit 2 (Ex parte Kubin) ason why the evidenc	
4. 🔲 The amendment	s are not in compliance with 37 CFR 1.12 has overcome the following rejection(s):	21. See attached Notice of Non-Co		PTOL-324).
non-allowable cla	or amended claim(s) would be all aim(s).	owable if submitted in a separate, t	timely filed amendmer	nt canceling the
how the new or a The status of the Claim(s) allowed Claim(s) objected Claim(s) rejected	appeal, the proposed amendment(s): a) amended claims would be rejected is providam(s) is (or will be) as follows:	ided below or appended.	l be entered and an e	xplanation of
AFFIDAVIT OR OTHE	· · · · · · · · · · · · · · · · · · ·			
because applicar was not earlier pr	ther evidence filed after a final action, but nt failed to provide a showing of good and resented. See 37 CFR 1.116(e).	I sufficient reasons why the affidavi	it or other evidence is	necessary and
entered because showing a good a	ther evidence filed after the date of filing the affidavit or other evidence failed to o and sufficient reasons why it is necessary	vercome <u>all</u> rejections under appea and was not earlier presented. Se	al and/or appellant fail ee 37 CFR 41.33(d)(1	s to provide a).
REQUEST FOR RECO	other evidence is entered. An explanation <u>DNSIDERATION/OTHER</u>		•	
	reconsideration has been considered but		condition for allowan	ce because:
12.	ed Information <i>Disclosure Statement</i> (s). (PTO/SB/08) Paper No(s)		
		/David J Blanchard/		

Primary Examiner, Art Unit 1643